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518

**FACSIMILE TRANSMISSION**

DATE: December 21, 2004

TIME IN:

TIME OUT:

TO:

Name	Fax Number	Phone Number
Office of Initial Patent Examination U.S. Patent and Trademark Office	703-308-7751	703-308-1202

FROM: Daniel R. Pote

PHONE: 602-382-6325

RE: Our Docket No. 40566.0100

U.S. Patent Application Serial No. 10/055,434

## MESSAGE:

Please see attached. Thank you.

Daniel R. Pote, Reg. No. 43,011

ORIGINAL DOCUMENT: Will not be sent

NUMBER OF PAGES (Including Cover): 8 DG

CONFIRMATION NO.:

CLIENT MATTER NO.: 99999.0000

PLEASE RETURN TO: Nieto 15S26

PERSONAL FAX: No

REQUESTOR: Daniel R. Pote

DIRECT LINE: 602-382-6325

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OUR FACSIMILE NUMBER IS (602) 382-6070.

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**CERTIFICATE OF TRANSMISSION VIA FACSIMILE PURSUANT TO 37 C.F.R. 1.6(d)**

I certify that this document is being sent via facsimile to the United States Patent And Trademark Office, Office Of Initial Patent Examination's filing receipt correction facsimile no. 703/308-7751, on:

Date: 12-24-01 By: *Eric Melo*  
Signature of Person Depositing Facsimile

**IN THE UNITED STATES PATENT  
AND TRADEMARK OFFICE****--PATENT--**

Applicants::	Chou et al.	Docket No.:	40566.0100
Serial No.:	10/055,434	Art Unit No.:	3753
Filing Date:	January 23, 2002	Examiner:	Atkinson, C.
Title:	PHASE-CHANGE HEAT RESERVOIR DEVICE FOR TRANSIENT THERMAL MANAGEMENT	Confirmation No.:	7922

**RESPONSE**

Office of Initial Patent Examination  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

We are in receipt of a Response to Request for Corrected Filing Receipt ("Response") dated November 2, 2004.

In summary, we requested the following information be corrected in the section entitled "Domestic Priority Data as Claimed by Applicant."

Please change the Application Number in the priority data section to read as follows:

This appln claims benefit of 60/261,551 01/26/2001

The Response of November 2, 2004 states that the application we are claiming priority to was filed over a year prior to the filing date of the captioned application. You will note on the enclosed Provisional Application Filing Receipt that the priority application was filed on January 26, 2001 and subsequently that the captioned application was filed in advance of the one year deadline, i.e., by **January 23, 2002** therefore, we are in fact entitled to claim priority to the provisional application.

We are enclosing supportive documentation to affect the Request for Correction of Filing Receipt Data which are as follows:

- A copy of the Provisional Patent Application Filing Receipt.
- A copy of the Corrected Filing Receipt with the requested correction noted thereon.

Serial No. 10/055,434

Accordingly, please proceed to include the correct priority data (i.e., 60/261,551 01/26/2001) and forward us a corrected Filing Receipt. With the requested correction, the Filing Receipt will agree with the U.S. utility patent application as filed. We look forward to receiving a corrected Filing Receipt for this application.

If you should have any questions, please do not hesitate to contact the undersigned at the telephone number listed below.

Respectfully submitted,

Dated: 12/21/04

By:   
Daniel R. Pote, Reg. No. 43,011

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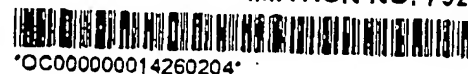
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UNITED STATES DEPARTMENT OF COMMERCE  
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APPLICATION NUMBER	FILING OR 371(e) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/055,434	01/23/2002	Der Jeou Chou	40566.0100

Daniel R. Pote, Esq.  
 SNELL & WILMER L.L.C.  
 One Arizona Center  
 400 East Van Buren  
 Phoenix, AZ 85004-2202

CONFIRMATION NO. 7922



\*OC000000014260204\*

Date Mailed: 11/02/2004

## RESPONSE TO REQUEST FOR CORRECTED FILING RECEIPT

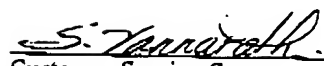
### Domestic Continuity and Foreign Priority

In response to your request for a corrected Filing Receipt, the Office is unable to comply with the request because:

- ☐ The priority or continuity claim has not been entered because it was not filed during the required time period. Applicant may wish to consider filing a petition to accept an unintentionally delayed claim for priority. See 37 CFR 1.55 or 1.78.
- ☐ Continuity claimed under 35 U.S.C. § 120 cannot be added to the Filing Receipt without the applicant supplying the relationship (continuation, divisional, or continuation-in-part) in an Application Data Sheet or amendment to the first page of the specification.
- ☐ A claim for priority cannot be made based on an application filed after the application making the claim.
- ☐ Domestic benefit and foreign priority claims will not be captured in a provisional application. A provisional application is not entitled to a right of priority or to the benefit of an earlier filing date of any other application. See 35 U.S.C. § 111(b)(7) and 37 CFR 1.53(c)(4).
- ☐ A domestic continuity claim cannot be made to a foreign application and the filing receipt will only list the foreign country, application number, and filing date.
- ☐ Foreign priority will appear on the Filing Receipt in the following order: Country, Application number, Filing date.
- ☐ This application is the result of a conversion from a provisional application. Priority based on such application cannot be made since it no longer exists as a provisional application.

NOTED FOR RECEIPT

- ☒ The application(s) to which priority is claimed were filed over a year prior to the filing date of this application. Therefore, the referenced application(s) cannot be claimed as domestic or foreign priority.
- ☐ To change the benefit claim of a U.S. prior-filed application, applicant must amend the first sentence of the specification (if the benefit claim is referenced in the specification), or provide a supplemental application data sheet (ADS) (if the benefit claim was submitted in an ADS), with the desired benefit claim. Note that once a benefit claim is deleted, applicant will not be able to claim such prior-filed application again, if the above-identified application was filed on or after November 29, 2000.
- ☐ To change a foreign priority claim, applicant must submit a supplemental oath or declaration (if the priority claim is referenced in the oath or declaration), or a supplemental application data sheet (ADS) (if the priority claim was submitted in an ADS), with the desired priority claim. If a supplemental ADS is submitted, any deletions should be shown with strikeouts. Note that once a priority claim is deleted, applicant will not be able to claim such foreign application again, if the above-identified application was filed on or after November 29, 2000.

  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

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SEP 03 2004



## UNITED STATES PATENT AND TRADEMARK OFFICE

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 Alexandria, Virginia 22313-1450  
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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/055,434	01/23/2002	3753	477	40566.0100	9	18	4

Daniel R. Pote, Esq.  
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 One Arizona Center  
 400 East Van Buren  
 Phoenix, AZ 85004-2202

CONFIRMATION NO. 7922

## CORRECTED FILING RECEIPT



\*OC000000013673313\*

Date Mailed: 08/30/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Der Jeou Chou, Mesa, AZ; ✓  
 Daniel Todd Nelson, Cave Creek, AZ; ✓

## Power of Attorney:

Daniel Pote-43011

## Domestic Priority data as claimed by applicant

This appln claims benefit of 60/264,551 01/26/2001

60/264,551 ✓

## Foreign Applications

If Required, Foreign Filing License Granted: 03/26/2002

The number of your priority application, to be used for filing abroad under the Paris Convention is,  
 US10/055,434

Projected Publication Date: Not Applicable

Non-Publication Request: No

Early Publication Request: No

**\*\* SMALL ENTITY \*\*****Title**

Phase-change heat reservoir device for transient thermal management ✓

**Preliminary Class**

165

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**LICENSE FOR FOREIGN FILING UNDER  
Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

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**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

Dec 21 01 03:16p

Enertron, Inc. .

(480)649-5434

P.2

Page 1 of 2



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20501  
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APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FILE FEE RECD	ATTY. DOCKET NO.	DRAWINGS	TOT CLAIMS	IND CLAIMS
60/264,551	01/26/2001		75	ENER-0186			

23123  
SCHMEISER OLSEN & WATTS  
18 E UNIVERSITY DRIVE  
SUITE # 101  
MESA, AZ 85201

CONFIRMATION NO. 7459

FILING RECEIPT



\*0000000006984024\*

RECEIVED APR 12 2001

Date Mailed: 04/12/2001

Receipt is acknowledged of this provisional Patent Application. It will not be examined for patentability and will become abandoned not later than twelve months after its filing date. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the PTO processes the reply to the Notice, the PTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Oer Jeou Chou, Mesa, AZ;  
Daniel Todd Nelson, Cave Creek, AZ;

If Required, Foreign Filing License Granted 04/12/2001

Projected Publication Date: N/A

Non-Publication Request: No

Early Publication Request: No

" SMALL ENTITY "

## Title

Phase change heat reservoir device for transient thermal management

Data entry by : MERSO, WOSENNE

Team : OIPE

Date: 04/12/2001

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100 101 102 103 104 105 106 107 108 109 110 111 112 113 114 115 116 117 118 119 120 121 122 123 124 125 126 127 128 129 130 131 132 133 134 135 136 137 138 139 140 141 142 143 144 145 146 147 148 149 150 151 152 153 154 155 156 157 158 159 160 161 162 163 164 165 166 167 168 169 170 171 172 173 174 175 176 177 178 179 180 181 182 183 184 185 186 187 188 189 190 191 192 193 194 195 196 197 198 199 200 201 202 203 204 205 206 207 208 209 210 211 212 213 214 215 216 217 218 219 220 221 222 223 224 225 226 227 228 229 230 231 232 233 234 235 236 237 238 239 240 241 242 243 244 245 246 247 248 249 250 251 252 253 254 255 256 257 258 259 260 261 262 263 264 265 266 267 268 269 270 271 272 273 274 275 276 277 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